

Exhibit 48

Deposition of Dana F. White

(August 9, 2017 – Vol. 1)

(excerpted)

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

CUNG LE; NATHAN QUARRY, JON)	
FITCH, on behalf of)	
themselves and all others)	
similarly situated,)	
)	
Plaintiffs,)	
)	
vs.)	Case No.
)	2:15-cv-01045-RFB-(PAL)
)	
ZUFFA, LLC, d/b/a Ultimate)	
Fighting Championship and)	
UFC,)	
)	
Defendant.)	
_____)	

HIGHLY CONFIDENTIAL

VIDEOTAPED DEPOSITION OF DANA F. WHITE

MORNING AND AFTERNOON SESSIONS

LAS VEGAS, NEVADA

AUGUST 9, 2017

9:30 a.m.

REPORTED BY:
CYNTHIA K. DuRIVAGE, CSR #451
JOB NO. 51036-A

<p style="text-align: right;">186</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 A. Correct.</p> <p>3 Q. Let me hand you what the I've marked as</p> <p>4 Exhibit 41. Please take a look at that.</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>	<p style="text-align: right;">188</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 of, then. There's been many.</p> <p>3 (Exhibit 42 was marked for</p> <p>4 identification by the reporter.)</p> <p>5 MR. DELL'ANGELO: All right. Why don't we</p> <p>6 mark as Exhibit 42 a video clip that I'll play from</p> <p>7 September 23, 2007. It's a UFC 76 post fight press</p> <p>8 conference in Anaheim, California.</p> <p>9 MR. ISAACSON: Is this an excerpt?</p> <p>10 MR. DELL'ANGELO: Yes, it is.</p> <p>11 MR. ISAACSON: I'll object on the grounds</p> <p>12 of completeness to the use of this exhibit in</p> <p>13 question.</p> <p>14 (Video clip played.)</p> <p>15 UNIDENTIFIED SPEAKER: Can I get your</p> <p>16 thoughts on, say, Bodog and EliteXC and how you feel</p> <p>17 they stack up --</p> <p>18 DANA WHITE: They suck.</p> <p>19 (Laughter.)</p> <p>20 DANA WHITE: You know, I'll be honest. I</p> <p>21 think that, you know, I'm not impressed with any</p> <p>22 newcomer. But I'll tell you what. The last -- the</p> <p>23 last ProElite show looked better than any of the</p> <p>24 other ones they had done --</p> <p>25 THE REPORTER: I can't hear it.</p>
<p style="text-align: right;">187</p> <p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 Q. Okay. You can set that aside.</p> <p>12 Are you familiar with the former MMA</p> <p>13 promoter EliteXC?</p> <p>14 A. Yes.</p> <p>15 Q. Is there a time when you thought of EliteXC</p> <p>16 as a low level promoter that didn't compete with the</p> <p>17 UFC?</p> <p>18 A. EliteXC, yeah. Yeah, I who they are. I</p> <p>19 was mistaking them for somebody else at first. It's</p> <p>20 a T-shirt company.</p> <p>21 Q. Are you thinking of Affliction?</p> <p>22 A. No. Different one.</p> <p>23 Q. All right. So focusing on Elite X E?</p> <p>24 A. EliteXC, they were a publicly traded</p> <p>25 company, right? Maybe it's not the one I'm thinking</p>	<p style="text-align: right;">189</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 DANA WHITE: I actually saw the end -- at</p> <p>3 the end of it, I saw the Robbie Lawlor -- the Lawlor</p> <p>4 fight. But again, you're talking about the lower</p> <p>5 level, the lower tier, Robbie Lawlor. I like Robbie</p> <p>6 Lawlor. I'm the one that brought him into the UFC,</p> <p>7 and he's not in the UFC because he lost three in a</p> <p>8 row. And Ninja wasn't even ranked, and he has a</p> <p>9 title. So, you know, you're talking about lower,</p> <p>10 lower, lower level. I mean, if you picked all those</p> <p>11 shows, you know, to be a No. 2, they're so far,</p> <p>12 No. 2, it's not even funny. And I'm just being</p> <p>13 honest now. I'm not being a wise-ass.</p> <p>14 UNIDENTIFIED SPEAKER: So you don't feel</p> <p>15 there's competition (inaudible)?</p> <p>16 DANA WHITE: No. Competition? No.</p> <p>17 Competition? No. Not at all. I think there are --</p> <p>18 they're necessary. We need those shows because, you</p> <p>19 know, fighters are getting paid, fighters are</p> <p>20 fighting and getting experience and guys are going to</p> <p>21 come up and fight in the UFC some day.</p> <p>22 UNIDENTIFIED SPEAKER: So you look at them</p> <p>23 more as like developmental leagues?</p> <p>24 DANA WHITE: Huh?</p> <p>25 UNIDENTIFIED SPEAKER: You look at them</p>

<p style="text-align: right;">190</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 more as like developmental leagues?</p> <p>3 DANA WHITE: Yeah, they're like the</p> <p>4 Triple A.</p> <p>5 (End of video clip.)</p> <p>6 BY MR. DELL'ANGELO:</p> <p>7 Q. Were you able to hear at the beginning of</p> <p>8 that, Mr. White, that you were asked, can I have your</p> <p>9 thoughts on Bodog and EliteXC.</p> <p>10 A. Yes.</p> <p>11 Q. So was that you depicted in the video?</p> <p>12 A. Yes.</p> <p>13 Q. And did you say that?</p> <p>14 A. A younger me.</p> <p>15 MR. ISAACSON: I'll object to did you say</p> <p>16 that because we haven't said what "that" is. And I'm</p> <p>17 going to object to the use of this on the additional</p> <p>18 grounds that I can't hear some of it, the court</p> <p>19 reporter can't make an accurate transcript of it, and</p> <p>20 I don't know what the witness can hear of it. We can</p> <p>21 obviously hear some parts of it.</p> <p>22 MR. DELL'ANGELO: Again, please.</p> <p>23 MR. ISAACSON: You didn't make that clear</p> <p>24 because people don't know who aren't here what can be</p> <p>25 heard and what can't be heard.</p>	<p style="text-align: right;">192</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 are asking me?</p> <p>3 MR. DELL'ANGELO: I will withdraw the</p> <p>4 question.</p> <p>5 (Exhibit 43 was marked for</p> <p>6 identification by the reporter.)</p> <p>7 BY MR. DELL'ANGELO:</p> <p>8 Q. Here's Exhibit 43. Would you take a look</p> <p>9 at that, please.</p> <p>10 Exhibit 43 is a May 29, 2008 article</p> <p>11 entitled "UFC has fight on hands CBS event latest</p> <p>12 challenge to MMA leader" by Beau Dior in USA Today."</p> <p>13 Do you have Exhibit 4, Mr. White?</p> <p>14 A. Yes.</p> <p>15 Q. And if you look down at the second</p> <p>16 paragraph, it refers to Kimbo Slice?</p> <p>17 A. Yep.</p> <p>18 Q. Kimbo Slice is a former MMA fighter,</p> <p>19 correct?</p> <p>20 A. Yes.</p> <p>21 Q. And 2011, it goes on to say that he</p> <p>22 competes in Elite Xtreme Combat.</p> <p>23 Do you see that?</p> <p>24 A. Yes.</p> <p>25 Q. You can take a minute to read this, but I</p>
<p style="text-align: right;">191</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 BY MR. DELL'ANGELO:</p> <p>3 Q. So Mr. White, the statements that you made</p> <p>4 in that video, were they statements that you believed</p> <p>5 to be true at the time?</p> <p>6 MR. ISAACSON: I object to the question</p> <p>7 because the statements can't be heard.</p> <p>8 MR. DELL'ANGELO: I believe the witness</p> <p>9 testified he was able to hear them, right?</p> <p>10 MR. ISAACSON: He did not testify he could</p> <p>11 hear all the statements.</p> <p>12 BY MR. DELL'ANGELO:</p> <p>13 Q. Were you able to hear your statements in</p> <p>14 the video?</p> <p>15 A. I think I did.</p> <p>16 Q. Okay. And to the extent --</p> <p>17 A. I don't know if I missed anything.</p> <p>18 Q. To the extent that you believe you did, are</p> <p>19 they statements that you believed to be true about</p> <p>20 EliteXC?</p> <p>21 MR. ISAACSON: Object to the form of the</p> <p>22 question. We won't know what he heard or did not</p> <p>23 hear.</p> <p>24 THE WITNESS: And what specifically are you</p> <p>25 asking about? What did I say about EliteXC that you</p>	<p style="text-align: right;">193</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 would direct your attention to the quote a few lines</p> <p>3 down where you're quoted as saying "Whether they like</p> <p>4 it or not, they're the farm league," UFC president</p> <p>5 Dana White says."</p> <p>6 Do you see that?</p> <p>7 A. Yes.</p> <p>8 Q. And did you say in May of 2009 that EliteXC</p> <p>9 was a farm league?</p> <p>10 A. It says I said it.</p> <p>11 Q. Okay. Do you have any reason to disagree</p> <p>12 that in May of 2008, you viewed the UFC as a farm</p> <p>13 league?</p> <p>14 A. No.</p> <p>15 (Exhibit 44 was marked for</p> <p>16 identification by the reporter.)</p> <p>17 BY MR. DELL'ANGELO:</p> <p>18 Q. I'm handing you what I've marked as</p> <p>19 Exhibit 44, Mr. White. There you go.</p> <p>20 Exhibit 44 is an article from ESPN.com,</p> <p>21 dated July 6, 2007, titled "White not worried about</p> <p>22 the competition."</p> <p>23 A. Yes.</p> <p>24 Q. All right. And if you look toward the</p> <p>25 bottom of the page, do you see, the very last line,</p>

<p style="text-align: right;">194</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 it says, "ESPN The Magazine" on the first page?</p> <p>3 A. Yes.</p> <p>4 Q. Then if you go up, it says, "ESPN the</p> <p>5 magazine" again. Then it follows, "do you watch</p> <p>6 other shows."</p> <p>7 Do you see that?</p> <p>8 A. Yes.</p> <p>9 Q. Then go up one more. "ESPN The Magazine</p> <p>10 how do you feel."</p> <p>11 Do see that?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. It says:</p> <p>14 "ESPN The Magazine: How do you</p> <p>15 feel about the IFL, Bodog, EliteXC</p> <p>16 and the other competition popping</p> <p>17 up?"</p> <p>18 Do you see that?</p> <p>19 A. Yes.</p> <p>20 Q. Would you read your answer, please.</p> <p>21 A. "It's good for us. I don't</p> <p>22 Look at those guys as competition at</p> <p>23 all. They're nowhere near the</p> <p>24 league that we're in. I need shows</p> <p>25 like this. They're the feeder</p>	<p style="text-align: right;">196</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 said I'm totally scared of all these guys and I'm</p> <p>3 worried about them because you are talking about IFL</p> <p>4 who those guys had a lot of money, and the guy from</p> <p>5 Bodog, another criminal, but he had a lot of money.</p> <p>6 BY MR. DELL'ANGELO:</p> <p>7 Q. Just so I'm clear, are you saying that take</p> <p>8 the time in 2007 that you were scared about EliteXC</p> <p>9 and Bodog as competing promotions to the UFC?</p> <p>10 A. Well, you're insane if you don't worry</p> <p>11 about your competition. You absolutely have to worry</p> <p>12 about your competition.</p> <p>13 Q. And so, was EliteXC and Bodog competition</p> <p>14 that you were concerned about in 2007?</p> <p>15 A. Yeah. So Bodog, this guy had nothing but</p> <p>16 cash. The guy lived on an island somewhere, Calvin</p> <p>17 Ayre, who was doing illegal gaming and was offering</p> <p>18 guys huge money just to fly out and hang out with him</p> <p>19 on the island. And yeah, you got to. You got to</p> <p>20 worry about that.</p> <p>21 Q. So you were legitimately concerned about</p> <p>22 Bodog as a competitor as well?</p> <p>23 A. Definitely.</p> <p>24 Q. They're not in business anymore, right?</p> <p>25 Let me withdraw that. They're not in the</p>
<p style="text-align: right;">195</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 leagues. All the guys who fight in</p> <p>3 those shows aspire to be in the UFC</p> <p>4 some day. They're creating all the</p> <p>5 UFC talent of tomorrow."</p> <p>6 Q. Did you say that in July of 2007?</p> <p>7 A. I don't know.</p> <p>8 Q. Any reason that you disagree that that</p> <p>9 was -- well, withdraw that.</p> <p>10 Was that true in July of 2007?</p> <p>11 MR. ISAACSON: Objection to form.</p> <p>12 THE WITNESS: Any reason not to believe it</p> <p>13 was true?</p> <p>14 BY MR. DELL'ANGELO:</p> <p>15 Q. Withdraw again.</p> <p>16 Yeah. Do you believe that was true in July</p> <p>17 of 2007?</p> <p>18 MR. ISAACSON: Objection to form.</p> <p>19 THE WITNESS: Should I said I'm horrified</p> <p>20 and terrified of all this competition?</p> <p>21 BY MR. DELL'ANGELO:</p> <p>22 Q. I'm just asking for the truth, Mr. White.</p> <p>23 A. It's the truth.</p> <p>24 MR. ISAACSON: Objection to form.</p> <p>25 THE WITNESS: The truth is I should have</p>	<p style="text-align: right;">197</p> <p>1 DANA WHITE - HIGHLY CONFIDENTIAL</p> <p>2 MMA promotion business, correct?</p> <p>3 A. I'm not sure, but I think he's in prison,</p> <p>4 so yeah, it would be pretty tough for him to be in</p> <p>5 business.</p> <p>6 Q. I'm asking about the business itself. Do</p> <p>7 you know if Bodog is still promoting MMA events?</p> <p>8 A. I don't think so. I don't know, though.</p> <p>9 Q. Okay.</p> <p>10 A. He could be. I think he's in prison.</p> <p>11 Q. Affliction entertainment, is that an MMA</p> <p>12 promotion created by Affliction clothing?</p> <p>13 A. Yes.</p> <p>14 Q. And was Affliction clothing in the business</p> <p>15 of sponsoring MMA fighters?</p> <p>16 A. Yes.</p> <p>17 Q. And did Affliction clothing ever sponsor</p> <p>18 fighters in the UFC?</p> <p>19 A. Yes.</p> <p>20 Q. And did Affliction clothing sponsor UFC</p> <p>21 fighters at the time that Affliction Entertainment</p> <p>22 was promoting MMA events?</p> <p>23 A. Yes.</p> <p>24 Q. And when did you first learn that</p> <p>25 Affliction was going to start promoting MMA events?</p>